

Minutes of Special and Regular Meeting of June 25, 2013

One Twin Pines Lane, Belmont, CA

SPECIAL MEETING

CLOSED SESSION 7:00 P.M.

A. Conference with Legal Counsel, Existing Litigation, per Government Code Section 54956.9(d)(1): Sarraile vs. City of Belmont, San Mateo Superior Court No. CIV 518919

B. Initiation of litigation under Government Code Section 54956.9(d)(4): 1 case

Attended by: Councilmembers Wozniak, Braunstein, Lieberman, City Manager Scoles, City Attorney Rennie. Councilmembers Warden and Feierbach were absent, and City Clerk Cook was excused from attending.

ADJOURNMENT at this time being 7:35 P.M.

Terri Cook

City Clerk

This meeting was not tape recorded or videotaped

REGULAR MEETING

CALL TO ORDER 7:40 P.M.

ROLL CALL

COUNCILMEMBERS PRESENT: Lieberman, Braunstein, Wozniak

COUNCILMEMBERS ABSENT: Feierbach, Warden

Staff Present: City Manager Scoles, City Attorney Rennie, Deputy Fire Chief Gaffney, Community Development Director de Melo, Parks and Recreation Director Gervais, Public Works Director Oskoui, Interim Information Services Manager Eggers, City Treasurer Violet, City Clerk Cook

PLEDGE OF ALLEGIANCE

Led by Mayor Wozniak

REPORT FROM CLOSED SESSION

City Attorney Rennie stated that Closed Session Item A would be continued until after the Regular Meeting. He noted that for Item B, direction was given to initiate legal action against the State of California to challenge the Department of Finance's due diligence review decision to disallow certain agency costs.

SPECIAL PRESENTATIONS

Proclamation to Rebuilding Together and Electronic Arts for Assisting with Cosmetic Upgrades at Barrett Community Center

Parks and Recreation Director Gervais explained that the City of Belmont applied for assistance from Rebuilding Together for help with cosmetic upgrades to the Barrett Community Center. He pointed out that the project was partnered with Electronic Arts.

Mayor Wozniak read the proclamation.

Cari Peng-Chen, Belmont resident/Rebuilding Together, stated that this was one of 60 projects undertaken by Rebuilding Together Peninsula.

Julie Wynn, Electronic Arts, stated that the project was completed due to collaboration and teamwork.

Presentation on South Bayside System Authority (SBSA) Sewer Treatment Facilities Capital Improvements and Budget Update (Dan Child)

Dan Child, South Bayside System Authority (SBSA), provided an update on the capital improvement project under way at the sewer treatment plant. He noted that they are half-way done with the number of projects planned for the upgrade, and an evaluation has been made regarding what projects must be done, what projects can wait, and what projects can be eliminated. He pointed out that wet weather capacities need to be addressed, as do new regulatory changes. He provided an update on the capital funding and noted that the next bond issuance is forthcoming. He addressed the current status of the

force main and pump stations. He noted that the governance structure of the joint powers authority is outdated.

Discussion ensued regarding inflow and infiltration (I and I) during peak wet weather, as well as the percentage of I and I that flows from the various member cities. Discussion also ensued regarding the effect of increased water rates on the amount of flow produced.

Mr. Child noted that the decision was made regarding the combined pump station with the City of San Carlos was driven by cost and engineering factors, and that the City of Belmont will pay its share of that pump station.

Councilmember Lieberman pointed out that this is a complex project that is being well managed. Mr. Child noted that they are still under budget on a majority of the projects. He clarified that the expenditures are driven by the economy.

PUBLIC COMMENTS AND ANNOUNCEMENTS

Niall Roberts, Congresswoman Jackie Speier's Office, stated that the Congresswoman's local office is available for the public, the City Council, and City staff should the need arise.

COUNCIL MEMBER COMMENTS AND ANNOUNCEMENTS

Councilmember Braunstein announced that National Night Out would take place on Tuesday, August 6.

CONSENT CALENDAR

Approval of Minutes of Regular City Council Meeting and Belmont Fire Protection District meeting of May 14, 2013

Motion to Cancel the Regular Meeting of July 9, 2013

Motion to Receive Monthly Financial Reports

Approval of Resolution 2013-063 of the City Council Calling and Giving Notice of the Regular Municipal Election on November 5, 2013, for the Election of Certain Officers, **and** Resolution 2013-064 Requesting the Board of Supervisors of the County of San Mateo to Render Specified Services to the City Relating to the Conduct of A Regular Municipal Election to Be Held on Tuesday, November 5, 2013

Approval of Resolution 2013-065 of the City Council Authorizing a Service Agreement with Gladwell Governmental Services to Update the City's Records Retention Schedule in an amount not to exceed \$12,350

Approval of Resolution 2013-066 of the City Council Authorizing an Annual Support and Maintenance Payment Sun Ridge Systems in the Amount of \$27,770 for the RIMS Computer Aided Dispatch, Records Management and Mobile Data Computer Systems

Approval of Resolution 2013-067 of the City Council Authorizing a Service Agreement with JT2 Integrated Resources for Workers' Compensation Claim Administration Services

Approval of Resolution of the City Council Authorizing the Issuance of a Purchase Order to Esri, in the Amount of \$8,200, for the Annual Support and Maintenance of the City's Mapping Software

Approval of Resolution 2013-068 of the City Council Approving Plans and Specifications, Authorizing Advertisement of Sealed Bids, Approving Award of Contract to the Lowest Responsible Bidder for an Amount not to Exceed \$254,000, and a Construction Contingency not to Exceed \$25,400 for the Sanitary Sewer Rehabilitation Project - Alameda de las Pulgas Sewer Main Reconstruction, City Contract Number 2013-521

Approval of Resolution 2013-069 of the City Council Authorizing the City Manager to Execute a Service Agreement with HDR Engineering, Inc. to Provide Solid Waste Technical and Professional Rate Review Services for an Amount not to Exceed \$21,000 and Authorizing a Contingency of \$4,000

Approval of Resolution 2013-070 of the City Council Authorizing an Amendment to the Contract with Cottong and Associates for Landscape Design Services at Davey Glen Park for an Amount Not to Exceed \$45,000

ACTION: On a motion by Councilmember Lieberman, seconded by Councilmember Braunstein, the Consent agenda was unanimously approved by a show of hands (3-0, Warden, Feierbach absent).

HEARINGS

Public Hearing of the City Council to 1) Adopt a Resolution Approving the FY 13/14 Annual Report of Charges Used for the City's National Pollutant Discharge Elimination System (NPDES) Program, and 2) Adopt a Resolution Approving Continued Imposition and Collection of Basic and Additional Charges on the Tax Roll to Fund the FY 13/14 Countywide NPDES General Program and Public Hearing of the City Council to 1) Adopt a Resolution Approving the Continued Imposition and Collection of Sewer Treatment Facility Charges on the Tax Roll, and 2) Adopt a Resolution Approving the City FY 13/14 Annual Report of City Sewer Service Charges

Public Works Director Oskoui explained that the City's and the County of San Mateo's NPDES (National Pollutant Discharge Elimination System) annual recurring charges are not new. He also explained that the sewer treatment facility charge is the annual charge for Belmont's share of the rehabilitation of the sewer treatment plant. He clarified that action is necessary to place these fees on the tax rolls.

Mayor Wozniak opened the Public Hearings. No one came forward to speak.

ACTION: On a motion by Councilmember Lieberman, seconded by Councilmember Braunstein, the Public Hearings were unanimously closed by a show of hands (3-0, Feierbach, Warden absent).

ACTION: On a motion by Councilmember Lieberman, seconded by Councilmember Braunstein, and unanimously approved by a show of hands (3-0, Warden, Feierbach absent):

Resolution 2013-072 Approving the FY 13/14 Annual Report of Charges Used for the City's National Pollutant Discharge Elimination System (NPDES) Program

Resolution 2013-073 Approving Continued Imposition and Collection of Basic and Additional Charges on the Tax Roll to Fund the FY 13/14 Countywide NPDES General Program

Resolution 2013-074 Approving the Continued Imposition and Collection of Sewer Treatment Facility Charges on the Tax Roll

Resolution 2013-075 Approving the City FY 13/14 Annual Report of City Sewer Service Charges

COMMISSION, COMMITTEE, AND COUNCIL INTERGOVERNMENTAL ASSIGNMENT UPDATES, AND STAFF ITEMS

Direction Regarding Finance Commission and Parks and Recreation Youth Commission Vacancies

City Clerk Cook noted that the Planning Commission and Finance Commission each recently experienced a vacancy due to resignations. She pointed out that the second youth seat on the Parks and Recreation Commission was left vacant during the appointment process in March. She outlined the terms of each of the positions and stated that staff was seeking direction regarding the City Council's desire regarding these vacancies.

Councilmember Braunstein expressed his support for leaving the Finance Commission position vacant, since the term expires in March of 2014. He noted that he would support recruiting for the Planning Commission seat since 18 months remain on that term. He expressed concerns regarding age, maturity and performance of the youth commissioners. He pointed out that it may be difficult to recruit due to the summer holiday.

Mayor Wozniak recommended implementing a mentor structure for the youth members, and to possibly include the requirement for a project as a way to measure performance. She expressed support for increasing the minimum age and to consider term limits. She suggested leaving the position vacant, and to recruit to fill the Planning Commission position.

Councilmember Lieberman suggested an open recruitment for all positions.

Parks and Recreation Director Gervais stated that the Parks and Recreation Commission could discuss the youth positions and make a recommendation to the City Council.

Discussion ensued. Council concurred to open the recruitment for all positions through the end of July.

Verbal report from Councilmembers on Intergovernmental (IGR) and Subcommittee Assignments

Mayor Wozniak noted that at a recent meeting of the Congestion Relief Alliance, City employee Brandon Tyler was recognized for being named the San Mateo County Bicycle Commuter. She also noted that the Alliance budget was discussed and no changes were made from the previous year. She also stated that she attended a retirement event for former Fire Chief Doug Fry.

Verbal Report from City Manager

City Manager Scoles described the recent fire in the hills above Carlmont High School. He announced that the City-owned Bishop Road properties had gone on the real estate market, and he stated that a special closed session may be needed at the end of July to review bids for that property.

ADJOURNMENT at this time, being 8:55 P.M. to Continued Closed Session to Consider:

- A. Conference with Legal Counsel, Existing Litigation, per Government Code Section 54956.9(d)(1): Sarraile vs. City of Belmont, San Mateo Superior Court No. CIV 518919

Attended by: Councilmembers Wozniak, Braunstein, Lieberman, City Manager Scoles, City Attorney Rennie. Councilmembers Warden and Feierbach were absent, and City Clerk Cook was excused from attending.

ADJOURNMENT at this time being 9:30 P.M.

Terri Cook

City Clerk

This meeting was tape recorded videotaped (except Closed Session)